

STATE OF WISCONSIN

Senate Journal

Eighty-Sixth Regular Session

THURSDAY, February 16, 1984

10:00 A.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The roll was called and the following senators answered to their names:

Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 32.

Absent -- None.

Absent with leave -- None.

The senate stood for the prayer which was offered by Reverend J. Carl Hillmer of Christ Memorial Lutheran Church, Missouri Synod, Fitchburg.

The senate remained standing and Senator Kleczka led the senate in the pledge of allegiance to the flag of the United States of America.

INTRODUCTION OF RESOLUTIONS

**Senate Joint Resolution 57**

Requesting the legislative council to study the feasibility of establishing a family visitation program at adult correctional institutions.

By Senator George; cosponsored by Representatives M. Cogg, Stower and Buettner.

Read and referred to committee on Health, Education, Corrections and Human Services.

INTRODUCTION OF BILLS

Read first time and referred:

**Senate Bill 613**

Relating to a property tax exemption for nonprofit youth hockey associations that own their own skating facilities.

By Senators Roshell and Lorman; cosponsored by Representative Brist.

To Joint Survey committee on Tax Exemptions.

**Senate Bill 614**

Relating to authorizing group deer hunting, and granting rule-making authority.

By Senators Roshell, Czarnezki, Kincaid and Moen; cosponsored by Representatives Horvath, Smith, Lewis, Chvala, Hasenohrl, Gronemus and Stower.

To committee on Energy and Environmental Resources.

**Senate Bill 615**

Relating to income tax deductions for sales of land to beginning farmers.

By Senator Harsdorf.

To Joint Survey committee on Tax Exemptions.

**Senate Bill 616**

Relating to an animal waste management program in the department of agriculture, trade and consumer protection, granting rule-making authority, providing a penalty and making an appropriation.

By Senator Harsdorf.

To committee on Agriculture and Rural Affairs.

**Senate Bill 617**

Relating to changes in the law on industrial revenue bonds.

By Senators Norquist and Czarnezki; cosponsored by Representatives Seery, Crawford, Chvala, M. Cogg and Becker.

To committee on Tourism and Revenue.

**Senate Bill 618**

Relating to waiver of jurisdiction of certain juveniles alleged to be delinquent.

By Senator Norquist; cosponsored by Representatives Ulichny and Crawford.

To committee on Judiciary and Consumer Affairs.

**Senate Bill 619**

Relating to shining animals near human dwellings and providing a penalty.

By Senator Kincaid; cosponsored by Representative Volk.

To committee on Energy and Environmental Resources.

**Senate Bill 620**

Relating to exempting certain public utilities from the prohibition on use of an automatic fuel adjustment clause.

By Senator Theno; cosponsored by Representative Jauch.

To committee on Energy and Environmental Resources.

**Senate Bill 621**

Relating to allowing married persons who may file joint federal returns to file joint state income tax returns.

By Senators George, Kleczka and Otte; cosponsored by Representatives Nelsen, M. Coggs, Goodrich, Walling, Huelsman, Buettner, Van Gorden and Prosser.  
To committee on Tourism and Revenue.

**Senate Bill 622**

Relating to warrants issued for failure to respond to a citation, summons or warrant issued for a nonmoving traffic violation.

By Senator George.  
To committee on Judiciary and Consumer Affairs.

**Senate Bill 623**

Relating to making the 3rd Monday in January a legal holiday in celebration of the January 15 birthday of Martin Luther King, Jr.

By Senator George; cosponsored by Representative M. Coggs.  
To committee on Urban Affairs and Government Operations.

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COMMITTEE REPORTS

The committee on Senate Organization, acting under Senate Rule 20(1), reports and recommends the following nomination to committee for appointment by the Senate:

To the Wisconsin Housing and Economic Development Authority, pursuant to sec. 234.02(1), Senator Engeleiter.

TIMOTHY F. CULLEN  
Chair

The question was: Shall the committee report be adopted?  
Adopted.

The committee on Senate Organization reports and recommends:

**Senate Joint Resolution 55**

Relating to the life and public service of Kathleen Carlin.

Adoption:  
Ayes, 5 -- Senators Cullen, Risser, Norquist, Harsdorf and Engeleiter;  
Noes, 0 -- None.

**Senate Joint Resolution 56**

Recognizing March 1, 1984, as St. David's Day.

Adoption:  
Ayes 5 -- Senators Cullen, Risser, Norquist, Harsdorf and Engeleiter;  
Noes, 0 -- None.

**Assembly Joint Resolution 88**

Relating to the life and public service of John A. Race.

Concurrence:

Ayes, 5 -- Senators Cullen, Risser, Norquist, Harsdorf and Engeleiter;  
Noes, 0 -- None.

TIMOTHY F. CULLEN  
Chair

The committee on Urban Affairs and Government Operations reports and recommends:

**Assembly Bill 658**

Relating to statutory construction of references to city classes.

Concurrence:  
Ayes, 5 -- Senators Lee, Van Sistine, Strohl, Johnston and Davis;  
Noes, 0 -- None.

MORDECAI LEE  
Chair

The committee on Higher Education and Economic Development reports and recommends:

**Senate Bill 501**

Relating to an income and franchise tax credit for allowing vocational, technical and adult education districts to use industrial equipment and authorizing those districts to make contracts for that use.

Passage:  
Ayes, 5 -- Senators Czarnezki, Adelman, Feingold, Johnston and Hanaway;  
Noes, 0 -- None.

**Senate Bill 595**

Relating to abolishing the limitation on the number of sabbatical leaves that may be granted at the university of Wisconsin system.

Passage:  
Ayes, 5 -- Senators Czarnezki, Adelman, Feingold, Johnston and Hanaway;  
Noes, 0 -- None.

JOSEPH J. CZARNEZKI  
Chair

The joint committee on Finance reports and recommends:

**Senate Bill 566**

An act to authorize and direct expenditure of not more than \$84,886.24 from the general fund for payment of a claim against the state made by Baraboo Sysco Food Services, Inc.

Passage:  
Ayes, 10 -- Senators Kleczka, Roshell, George, Norquist and McCallum, Representatives Munts, Metz, Becker, Stitt and Nelsen;  
Noes, 0 -- None.

**Senate Bill 567**

An act to authorize and direct expenditure of \$17,663.16 from the general fund for payment of 6 claims against the state made by Robert Cannon, Leander Foley, Jr., Hugh O'Connell, Robert Landry, John Decker and Robert Curley.

Adoption of senate substitute amendment 1:

Ayes, 9 -- Senators Kleczka, George, Norquist and McCallum, Representatives Munts, Metz, Becker, Stitt and Nelsen;

Noes, 1 -- Senator Roshell.

Passage as amended:

Ayes, 9 -- Senators Kleczka, George, Norquist and McCallum, Representatives Munts, Metz, Becker, Stitt and Nelsen;

Noes, 1 -- Senator Roshell.

GERALD D. KLECZKA  
Senate Chair

CALENDAR OF FEBRUARY 16

**Assembly Bill 298**

Relating to ownership of land by nonresident aliens and providing penalties.

Read.

The question was: Shall the Committee of Conference report be adopted?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarneski, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- None.

So the Committee of Conference report was adopted.

PETITIONS AND COMMUNICATIONS

State of Wisconsin  
Department of State

February 14, 1984

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(8):

Sincerely,  
DOUGLAS LAFOLLETTE  
Secretary of State

*Lobbyist's name, address, telephone number; principal's name, address, telephone number; the code numbers indicating Areas of Legislative Action; the code numbers indicating Areas of Administrative Action.*

Lobbyist Terminations:

Sicula, Paul E., for Noranda Exploration, Inc., effective February 14, 1984.

EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison, Wisconsin

February 15, 1984

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

Senate Bill	Act No.	Date Approved
562	121	February 15, 1984

Respectfully,  
ANTHONY S. EARL  
Governor

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in:

- Assembly Bill 89
- Assembly Bill 96
- Assembly Bill 142
- Assembly Bill 521
- Assembly Bill 618
- Assembly Bill 690
- Assembly Bill 702
- Assembly Bill 826
- Assembly Bill 846
- Assembly Bill 401
- Assembly Bill 726
- Assembly Bill 892

Concurred in:

- Senate Bill 317
- Senate Bill 387
- Assembly Bill 597, senate amendment 1

Nonconcurrent in:

- Assembly Bill 315, senate amendment 1

MESSAGE FROM THE ASSEMBLY  
CONSIDERED

**Assembly Bill 89**

Relating to exempting leased property from property taxes.

By Representatives Medinger and Roberts, co-sponsored by Senator Offner.

Read first time and referred to committee on Tourism and Revenue.

**Assembly Bill 96**

Relating to purchase of advertising from alcohol beverage licensees and permittees.

By Representatives Hephner, Rogers, Schneider, Smith, Hasenohrl, Hauke, Jauch, Roberts and Medinger, co-sponsored by Senator Offner, by request of Joe Van Daalwyk.

Read first time and referred to committee on Labor, Business, Veterans Affairs and Insurance.

**Assembly Bill 142**

Relating to a personal property tax exemption for perennial plants that produce an annual crop.

By Representatives Swoboda, Quackenbush, Hephner, Byers, Shoemaker, Stower, Hasenohrl, Turba, Tregoning, Gronemus, Gilson, Donoghue, Smith, Helbach, Rude, Zeuske, Panzer and Schultz, co-sponsored by Senators Moen and Lasee.

Read first time and referred to committee on Agriculture and Rural Affairs.

**Assembly Bill 521**

Relating to purchase of advertising by certain alcohol beverage permittees and licensees.

By Representatives Hephner, Matty and Shoemaker, co-sponsored by Senators Kincaid, Van Sistine and Harsdorf.

Read first time and referred to committee on Labor, Business, Veterans Affairs and Insurance.

**Assembly Bill 618**

Relating to the occupational tax on beekeepers (suggested as remedial legislation by the department of revenue).

By Law Revision Committee.

Read first time and referred to committee on Tourism and Revenue.

**Assembly Bill 690**

Relating to hazing and providing penalties.

By Representatives Holperin, Jauch and Medinger, co-sponsored by Senators Kincaid and Maurer.

Read first time and referred to committee on Judiciary and Consumer Affairs.

**Assembly Bill 702**

Relating to condominium plat requirements.

By Representative Rooney, by request of Wisconsin Society of Land Surveyors.

Read first time and referred to committee on Judiciary and Consumer Affairs.

**Assembly Bill 826**

Relating to decommissioning and limiting new construction of nuclear power plants.

By Representatives Clarenbach, Loftus, Gilson, Smith, Plous, Becker, Crawford, M. Coggs, Miller, Brist, Neubauer, Seery, Bell, Stower, R. Thompson, Metz, Wineke, Chvala, S. Coggs and Holperin, co-sponsored by Senators Strohl, Feingold, Lee and Czarnecki.

Read first time and referred to committee on Energy and Environmental Resources.

**Assembly Bill 846**

Relating to providing certain employment opportunities to persons laid off from the state classified civil service.

By Representatives Wineke, Johnson, D. Travis, Williams, Manske, Volk, Crawford, Prosser, Smith, Moyer and T. Thompson, co-sponsored by Senators Risser, Norquist, Otte and Feingold, by request of Richard A. Becker.

Read first time and referred to committee on Urban Affairs and Government Operations.

**Assembly Bill 401**

Relating to vocational rehabilitation of handicapped persons, making an appropriation, imposing a penalty and granting rule-making authority.

By Committee on Health and Human Services.

Read first time and referred to committee on Health, Education, Corrections and Human Services.

**Assembly Bill 726**

Relating to child safety restraint systems in motor vehicles.

By Representatives D. Travis, Neubauer, Johnson, Sell, Ulichny, Chvala, Munts, Krusick, Jauch, Lewis, Bell, Plous, Williams, Jaronitzky, Holperin, Stower and Crawford, co-sponsored by Senators Norquist, Lee, Feingold, Risser and Strohl.

Read first time and referred to committee on Transportation.

**Assembly Bill 892**

Relating to authorizing municipalities to impose a forfeiture as a method of enforcing room taxes on hotels and motels.

By Representatives Krusick, Crawford, Ulichny, Schneiders, Williams, Seery, Becker and Hauke, by request of city of Milwaukee.

Read first time and referred to committee on Urban Affairs and Government Operations.

By request of Senator Kreul, with unanimous consent, the senate recessed until 11:29 A.M.

10:13 A.M.

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RECESS

11:29 A.M.

The senate reconvened.

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MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in:

**Assembly Bill 219**

**Assembly Bill 365**

**Assembly Bill 559**

Concurred in:

**Assembly Bill 409**, senate amendments 1 and 2  
**Assembly Bill 466**, senate amendment 1  
**Assembly Bill 520**, senate amendment 1  
**Assembly Bill 560**, senate substitute amendment 1

Amended and concurred in as amended:

**Senate Bill 80**, assembly amendments 1 and 2 to assembly amendment 1, assembly amendments 1, 2, 12 and 24.

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MESSAGE FROM THE ASSEMBLY  
CONSIDERED

**Assembly Bill 219**

Relating to use of the nonmoving traffic violation procedure.

By Representatives Plewa, Potter, Shoemaker, Neubauer, Walling and Gilson, co-sponsored by Senators Norquist, Davis and Lorman.

Read first time and referred to committee on Transportation.

**Assembly Bill 365**

Relating to display of municipal registration plates.

By Representative Potter, co-sponsored by Senator Otte.

Read first time and referred to committee on Transportation.

**Assembly Bill 559**

Relating to weights for vehicles transporting milk.

By Representatives Vanderperren, Gilson, Bradley, Roberts, Lewis, Holschbach, Larson and Smith.

Read first time and referred to committee on Transportation.

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CALENDAR OF FEBRUARY 16

**Senate Bill 176**

Relating to motorboat noise levels and granting rule-making authority.

Read.

The question was: Concurrence of assembly amendment 1?

Concurred in.

**Assembly Bill 153**

Relating to the expenditure of bingo funds for lawful purposes.

The question was: Concurrence of assembly amendment 2 to senate substitute amendment 1?

Concurred in.

**Assembly Bill 212**

Relating to changing the standard weights for loaves of bread.

Read.

The question was: Shall the senate adhere to its position?

By request of Senator Hanaway, with unanimous consent, **Assembly Bill 212** was placed after **Assembly Bill 315**.

**Assembly Bill 315**

Relating to notice of merger, liquidation, disposition or relocation affecting employees.

Read.

The question was: Shall the senate adhere to its position?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 19; absent or not voting, 1; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Opitz, Roshell and Theno -- 12.

Noes -- Senators Adelman, Cullen, Czarnecki, Feingold, George, Kincaid, Kleczka, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Otte, Risser, Strohl, Thompson and Van Sistine -- 19.

Absent or not voting -- Senator Helbach -- 1.

So the senate fails to adhere to its position.

**Assembly Bill 212**

Relating to changing the standard weights for loaves of bread.

Read.

The question was: Shall the senate adhere to its position?

The ayes and noes were demanded and the vote was: ayes, 25; noes, 7; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Chilsen, Czarnecki, Davis, Ellis, Engeleiter, George, Hanaway, Harsdorf, Helbach, Johnston, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Opitz, Roshell, Theno and Thompson -- 25.

Noes -- Senators Cullen, Feingold, Kincaid, Otte, Risser, Strohl and Van Sistine -- 7.

Absent or not voting -- None.

So the senate adheres to its position.

**Assembly Bill 681**

Relating to making technical and minor substantive revisions to the waste facility siting process and making an appropriation.

Read.

The question was: Shall the senate adhere to its position?

Senator Strohl moved that the senate recede from its position.

The question was: Shall the senate recede from its position?

The motion prevailed.

By request of Senator Cullen, with unanimous consent, the president of the senate will appoint a Committee of Conference on **Assembly Bill 212**.

**Senate Joint Resolution 31**

Relating to setting consecutive term limits for various elective state offices (first consideration).

Read a second time.

Senator Lorge moved that **Senate Joint Resolution 31** be indefinitely postponed.

The question was: Shall the joint resolution be indefinitely postponed?

Senator Cullen asked unanimous consent that **Senate Joint Resolution 31** be referred to committee on Urban Affairs and Government Operations.

Senator Johnston objected.

Senator Cullen moved that **Senate Joint Resolution 31** be referred to committee on Urban Affairs and Government Operations.

The question was: Shall the joint resolution be referred to committee on Urban Affairs and Government Operations?

The motion prevailed.

**Senate Joint Resolution 55**

Relating to the life and public service of Kathleen Carlin.

Read.

Adopted.

**Senate Joint Resolution 56**

Recognizing March 1, 1984, as St. David's Day.

Read.

Adopted.

**Senate Bill 517**

Relating to including as an authorized emergency vehicle privately owned vehicles used by volunteer paramedics or ambulance attendants.

Read a second time.

The question was: Adoption of senate amendment 1?  
Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 517**

Read a third time and passed.

**Senate Bill 549**

Relating to establishing a vocational education instructor occupational competency program, granting rule-making authority and making appropriations.

Read a second time.

Senate amendment 1 offered by Senator Czarnezki.

The question was: Adoption of senate amendment 1?  
Adopted.

Ordered to a third reading.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 549** was referred to the joint committee on Finance.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 549** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 549**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- None.

So the bill passed.

**Senate Bill 560**

Relating to liability for nonmoving traffic violations with rented or leased vehicles.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 560**

Read a third time and passed.

**Senate Bill 561**

Relating to driving and other acts while under the influence of an intoxicant or drug or both and requiring studies.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator George moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Davis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kleczka, Lasee, Lorge, McCallum, Opitz, Strohl, Theno and Van Sistine -- 19.

Noes -- Senators Czarnezki, Ellis, Johnston, Kreul, Lee, Lorman, Maurer, Moen, Norquist, Otte, Risser, Roshell and Thompson -- 13.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 2?  
Adopted.

By request of Senator Cullen, with unanimous consent, the senate recessed until 1:30 P.M.

12:25 A.M.

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RECESS

1:30 P.M.

The senate reconvened.

The question was: Shall the bill be ordered to a third reading?

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 561**

Read a third time.

By request of Senator Theno, with unanimous consent, the bill was referred to a second reading.

Read a second time.

Senate amendment 3 offered by Senator Theno.

The question was: Adoption of senate amendment 3?  
Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 561**

Read a third time and passed.

**Senate Bill 566**

An act to authorize and direct expenditure of not more than \$84,886.24 from the general fund for payment of a claim against the state made by Baraboo Sysco Food Services, Inc.

Read a second time.

Senate amendment 1 offered by Senator Kreul.

The question was: Adoption of senate amendment 1?

Senator Kleczka moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?  
The motion prevailed.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 566**

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Johnston, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Opitz, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 31.

Noes -- None.

Absent or not voting -- Senator Kincaid -- 1.

So the bill passed.

**Senate Bill 568**

Relating to retirement benefits and funding those benefits.

Read a second time.

Senate amendment 3 offered by Senator Otte.

Senate amendments 4, 5, 6 and 7 offered by Senator Davis.

Senate amendments 8 and 9 offered by Senator McCallum.

Senate amendment 10 offered by Senator Opitz.

Senate amendment 11 offered by Senator Kincaid.

Senate amendment 12 offered by Senator Davis.

Senate amendment 13 offered by Senator Johnston.

By request of Senator Opitz, with unanimous consent, senate amendment 10 was withdrawn and returned to the author.

Senate substitute amendment 1 offered by Senator Davis.

The question was: Adoption of senate substitute amendment 1?

Senator Otte moved rejection of senate substitute amendment 1.

The question was: Rejection of senate substitute amendment 1?

Senator Strohl in the chair.

2:20 P.M.

The question was: Rejection of senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnezki, Feingold, George, Helbach, Kincaid, Kleczka, Lee, Lorge, McCallum, Maurer, Moen, Norquist, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 22.

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Noes -- Senators Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorman and Opitz -- 10.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 1?  
Adopted.

The question was: Adoption of senate amendment 2?

By request of Senator Otte, with unanimous consent, senate amendment 2 was placed after senate amendment 3.

The question was: Adoption of senate amendment 3?  
Adopted.

The question was: Adoption of senate amendment 2?  
Senator Otte moved that senate amendment 2 be laid on the table.

The question was: Shall senate amendment 2 be laid on the table?

The motion prevailed.

The question was: Adoption of senate amendment 4?

Senator Otte moved rejection of senate amendment 4.

The question was: Rejection of senate amendment 4?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Helbach, Kincaid, Kleczka, Lee, Lorge, Maurer, Moen, Norquist, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 20.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorman, McCallum and Opitz -- 12.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 5?

Senator Otte moved rejection of senate amendment 5.

The question was: Rejection of senate amendment 5?  
The motion prevailed.

The question was: Adoption of senate amendment 6?

Senator Otte moved rejection of senate amendment 6.

The question was: Rejection of senate amendment 6?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 9; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Engeleiter, Feingold, George, Kincaid, Kleczka, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 22.

Noes -- Senators Chilsen, Davis, Ellis, Hanaway, Harsdorf, Johnston, Kreul, Lasee and Opitz -- 9.

Absent or not voting -- Senator Helbach -- 1.

So the motion prevailed.

The question was: Adoption of senate amendment 7?

Senator Otte moved rejection of senate amendment 7.

The question was: Rejection of senate amendment 7?  
The motion prevailed.

The question was: Adoption of senate amendment 8?

Senator Otte moved rejection of senate amendment 8.

The question was: Rejection of senate amendment 8?  
The motion prevailed.

The question was: Adoption of senate amendment 9?

Senator Otte moved rejection of senate amendment 9.

The question was: Rejection of senate amendment 9?  
The motion prevailed.

The question was: Adoption of senate amendment 11?  
11?

Senator Otte moved rejection of senate amendment 11.

The question was: Rejection of senate amendment 11?  
11?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 9; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Ellis, Engeleiter, George, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 21.

Noes -- Senators Chilsen, Davis, Feingold, Hanaway, Harsdorf, Johnston, Kincaid, Kreul and Opitz -- 9.

Absent or not voting -- Senators Helbach and Kleczka -- 2.

So the motion prevailed.

The question was: Adoption of senate amendment 12?  
12?

Senator Otte moved rejection of senate amendment 12.

The question was: Rejection of senate amendment 12?  
12?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 9; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, Harsdorf, Kincaid, Kleczka, Kreul, Lee, Lorge, McCallum, Maurer, Moen, Norquist, Opitz, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 21.

Noes -- Senators Davis, Ellis, Engeleiter, George, Hanaway, Johnston, Lasee, Lorman and Theno -- 9.

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Absent or not voting -- Senators Chilsen and Helbach -- 2.

So the motion prevailed.

The question was: Adoption of senate amendment 13?

Senator Otte moved rejection of senate amendment 13.

The question was: Rejection of senate amendment 13?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 13; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Kincaid, Kleczka, Lee, Lorge, Maurer, Moen, Norquist, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kreul, Lasee, Lorman, McCallum, Opitz and Theno -- 13.

Absent or not voting -- Senator Helbach -- 1.

So the motion prevailed.

The president of the senate in the chair.

3:00 P.M.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 568**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 4; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnezki, Ellis, Engeleiter, Feingold, George, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 27.

Noes -- Senators Davis, Hanaway, Lasee and Opitz -- 4.

Absent or not voting -- Senator Helbach -- 1.

So the bill passed.

**Assembly Joint Resolution 88**

Relating to the life and public service of John A. Race.

Read.

Concurred in.

**Assembly Bill 51**

Relating to fair-share and maintenance of membership agreements under the state employment labor relations act.

Read a second time.

Senate amendment 1 offered by Senator Harsdorf.

The question was: Adoption of senate amendment 1?

Senator Norquist moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1? The motion prevailed.

Senate amendment 2 offered by Senator Hanaway.

The question was: Adoption of senate amendment 2?

Senator Norquist moved rejection of senate amendment 2.

The question was: Rejection of senate amendment 2? The motion prevailed.

Senate amendment 3 offered by Senator Hanaway.

By request of Senator Hanaway, with unanimous consent, senate amendment 3 was returned to the author.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 51**

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 23; noes, 7; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Ellis, Feingold, George, Hanaway, Johnston, Kincaid, Kleczka, Lee, Lorman, McCallum, Maurer, Moen, Norquist, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 23.

Noes -- Senators Chilsen, Davis, Engeleiter, Harsdorf, Kreul, Lasee and Opitz -- 7.

Absent or not voting -- Senators Helbach and Lorge -- 2.

So the bill was concurred in.

**Assembly Bill 253**

Relating to Huber facilities and granting rule-making authority.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 253**

Read a third time and concurred in.

**Assembly Bill 434**

Relating to day care services and funds, granting rule-making authority and making an appropriation.

Read a second time.

The question was: Adoption of senate amendment 1? Adopted.

Senate amendment 2 offered by Senator McCallum.

The question was: Adoption of senate amendment 2?

Senator Thompson moved rejection of senate amendment 2.

The question was: Rejection of senate amendment 2?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 9; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Engeleiter, Feingold, George, Hanaway, Kincaid, Lee, Lorman, Maurer, Moen, Norquist, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 20.

Noes -- Senators Chilsen, Davis, Ellis, Harsdorf, Johnston, Kreul, Lasee, McCallum and Opitz -- 9.

Absent or not voting -- Senators Helbach, Kleczka and Lorge -- 3.

So the motion prevailed.

Senate amendment 3 offered by Senator Norquist.

The question was: Adoption of senate amendment 3?

Senator Otte moved rejection of senate amendment 3.

The question was: Rejection of senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 9; absent or not voting, 3; as follows:

Ayes -- Senators Chilsen, Cullen, Ellis, Feingold, Harsdorf, Johnston, Kincaid, Kreul, Lasee, Lorman, McCallum, Maurer, Moen, Otte, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 20.

Noes -- Senators Adelman, Czarnezki, Davis, Engeleiter, George, Hanaway, Kleczka, Lee and Norquist -- 9.

Absent or not voting -- Senators Helbach, Lorge and Opitz -- 3.

So the motion prevailed.

Senate amendment 4 offered by Senator Roshell.

The question was: Adoption of senate amendment 4?

Senator Strohl moved rejection of senate amendment 4.

The question was: Rejection of senate amendment 4?

The motion prevailed.

Ordered to a third reading.

Senator Cullen asked unanimous consent that the rules be suspended and the bill be considered for final action at this time.

Senator Norquist objected.

Senator Cullen moved that the rules be suspended and the bill be considered for final action at this time.

The question was: Shall the rules be suspended and the bill be considered for final action at this time?

The ayes and noes were required and the vote was: ayes, 25; noes, 3; absent or not voting, 4; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul,

Lorman, McCallum, Maurer, Moen, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 25.

Noes -- Senators Lasee, Lee and Norquist -- 3.

Absent or not voting -- Senators Helbach, Lorge, Opitz and Otte -- 4.

More than two-thirds having voted in the affirmative, the motion prevailed.

#### **Assembly Bill 434**

Read a third time.

Senator Norquist asked unanimous consent that the bill be referred to a second reading.

Senator Lorman objected.

Senator Norquist moved that the bill be referred to a second reading.

The question was: Shall the bill be referred to a second reading?

The motion did not prevail.

The question was: Shall the bill be concurred in?

The ayes and noes were required and the vote was: ayes, 25; noes, 3; absent or not voting, 4; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lee, Lorman, McCallum, Maurer, Moen, Risser, Strohl, Theno, Thompson and Van Sistine -- 25.

Noes -- Senators Lasee, Norquist and Roshell -- 3.

Absent or not voting -- Senators Helbach, Lorge, Opitz and Otte -- 4.

So the bill was concurred in as amended.

#### **Assembly Bill 658**

Relating to statutory construction of references to city classes.

Read a second time.

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#### CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

#### **Assembly Bill 658**

1. Page 1, line 1: after "ACT" insert "to create 990.001(15) of the statutes,".

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

#### **Assembly Bill 658**

Read a third time and concurred in.

The chair appointed as conferees on its part to the Committee of Conference on **Assembly Bill 212** Senators Norquist, Moen and Davis.

The question was: Shall the conferees be confirmed? Confirmed.

By request of Senator Kincaid, with unanimous consent, the journal showed that he would have voted "aye" for passage of **Senate Bill 566**.

Upon motion of Senator Cullen the senate adjourned until 10:00 A.M. Tuesday, February 21.

4:37 P.M.

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MOTIONS

Senator Strohl asked unanimous consent that **Senate Bill 616** be withdrawn from committee on Agriculture and Rural Affairs and referred to committee on Energy and Environmental Resources.

Senator Harsdorf objected.

Senator Strohl moved that **Senate Bill 616** be withdrawn from committee on Agriculture and Rural Affairs and referred to committee on Energy and Environmental Resources.

The question was: Shall **Senate Bill 616** be withdrawn from committee on Agriculture and Rural Affairs and referred to committee on Energy and Environmental Resources?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 13; absent or not voting, 6; as follows:

Ayes -- Senators Adelman, Cullen, Czarnecki, Feingold, George, Kleczka, Lee, Maurer, Moen, Norquist, Risser, Roshell and Strohl -- 13.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kincaid, Kreul, Lasee, Lorman, McCallum and Theno -- 13.

Absent or not voting -- Senators Helbach, Lorge, Opitz, Otte, Thompson and Van Sistine -- 6.

So the motion did not prevail.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged.

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AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 202** by Senators Strohl and Harsdorf.

Senate amendment 5 to **Assembly Bill 513** by Senator Thompson.

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GUESTS

During today's session, the following visitors honored the senate with their presence:

The eighth grade class of St. John's Lutheran School, Principal Carl Bartels and Teacher John Thurow of 317 S. 6th St., Watertown, WI 53094 were guests of Senator Lorman.

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CHIEF CLERK'S REPORT

The chief clerk records:

**Senate Bill 562**

Correctly enrolled and presented to the Governor on February 15, 1984.

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CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

**Senate Bill 568**

1. Page 4, line 19: delete "sergent" and substitute "sergeant".